

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES FABIAN,
Plaintiff,

vs.

COLIN LEMAHIEU, ET AL.,
Defendants.

CASE NO. 19-cv-00054-YGR

ORDER GRANTING MOTION TO DISMISS

Re: Dkt. No. 33


On June 25, 2019, the Court heard oral argument on defendants' motion to plaintiff's complaint, which was fully briefed. (Dkt. Nos. 33, 43, 47.) As stated on the record, and confirmed herein, having carefully considered the briefing and arguments submitted in this matter, the Court **GRANTS** defendants' motion and affords plaintiff leave to amend. (*See* Dkt. No. 53.)

Accordingly, and as noted on the record, plaintiff **SHALL** file any amended complaint by no later than **July 25, 2019**. Defendant's response shall be filed three weeks from the filing of the amended complaint and noticed for a hearing on a thirty-five (35) day schedule. No extensions will be granted.

This Order terminates Docket Number 33.

IT IS SO ORDERED.

Dated: July 11, 2019


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE